

1FW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John R. Liddicoat et al.

Serial No.:

10/724,854

Filing Date:

12/01/2003

Title:

APPARATUS AND METHOD FOR MANIPULATING TISSUE

Group Art Unit:

3732

Examiner:

Unknown

Attorney's Docket No.:

LIDDICOHN-123

Mail Stop Amendment Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

Sir:

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, PO BOX 1450, ALEXANDRIA, VA 22313-1450, ON:

September 20, 2006

(DATE OF DEPOSIT)

Margaret M. Slezak

(NAME OF ATTORNE)

(SIGNATURE)

September 20, 2006

(DATE OF SIGNATURE)

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR 1.56, 1.97 and 1.98, Applicants hereby submit information which may be considered material to the patentability of this application. This information is listed on the accompanying form.

A copy of document 1, which is listed on the accompanying form, PTO/SB/08A, has not been submitted since submission of copies of U.S. patents and U.S. patent applications is no longer required under 37 CFR 1.98.

Applicants respectfully request that this document be fully considered by the U.S. Patent and Trademark Office during the examination of this application and printed on any patent which may issue on this application. Applicants also respectfully request that a copy of PTO/SB/08A (one page), submitted herewith, as considered and initialed by the Examiner, be returned to the undersigned with the next communication.

It is believed that this disclosure complies with the requirements of 37 CFR 1.56, 1.97 and 1.98. If for any reason the Examiner considers otherwise, it is respectfully

LIDDICOHN-123

requested that the undersigned be contacted by the Examiner by telephone in order that any deficiencies may be expeditiously remedied.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. No certification or fee is believed to be required, however, should the Examiner determine that any fees are due in connection with this submission, please charge the same to Deposit Account No. 16-0221. A duplicate copy of this submission is enclosed for the convenience of the Examiner.

Thank you.

Respectfully submitted,

Margaret M. Sezak, Esq. Registration No. 55,625

Pandiscio & Pandiscio, P.C.

470 Totten Pond Road Waltham, MA 02451 Tel. (781) 290-0060

SA/LIDDICOHN123.IDS.doc

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE ler the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

<u>of</u> 1

| Complete if Known , | | | |
|------------------------|-------------------|--|--|
| Application Number | John R. Liddicoat | | |
| Filing Date | 10/724,854 | | |
| First Named Inventor | 12/01/2003 | | |
| Art Unit | 3732 | | |
| Examiner Name | Unknown | | |
| Attorney Docket Number | LIDDICOHN-123 | | |

| | | | | T DOCUMENTS | |
|-----------------------------|--|---|--------------------------------|--|---|
| Examiner Cite Initials* No. | Cite No.1 | Number-Kind Code ^{2 (F known)} | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | | | | | |
| | 1 | ^{US-} 5,196,003 | 03-23-1993 | Bilweis | |
| | | US- | | | |
| | | US- | | | |
| | | US- | | | |
| | | US- | | | |
| | | US- | | | |
| | | US- | | | |
| | 1 | US- | | | |
| | | US- | | | |
| | | US- | | | |

| FOREIGN PATENT DOCUMENTS | | | | | | |
|--------------------------|--------------|---|---------------------|--|---|------------|
| Examiner Initials* | Cite No.1 | Foreign Patent Document | Publication Date | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages | - 6 |
| | | Country Code ^{3 -} Number ^{4 -} Kind Code ⁵ (if known) | MM-DD-YYYY | | Or Relevant Figures Appear | L |
| | | · · · · · · · · · · · · · · · · · · · | | | | <u> </u> |
| | | | | | | ┡ |
| | | | | | | ┡ |
| | | | - | | | - |
| | | | | | | <u> </u> |

| Examiner | | Date | |
|-----------|--|------------|--|
| | | 1 | |
| Signature | | Considered | |
| - | | 1 | |

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

SA/LIDDICOHN123.IDS